April 17, 1989  ℐₘₐₔℓℯ

Facsimile of FORM PTO-1083

CASE DOCKET NO. Serie 5782

1761

APR 1 2 2004

In re application of: James T.C. Yuan, et al.

Serial No: 09/939,451

Filed: August 24, 2001

For: METHOD OF TREATING FOOD PRODUCTS USING IRRADIATION AND A MODIFIED ATMOSPHERE

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:
Transmitted herewith is an amendment in the above-identified application.

☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted. .

☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

☐ No additional fee is required.

The fee has been calculated as shown below:

| | (Col. 1) | | (Col. 2) | (Col. 3) | SMALL ENTITY | | OR | OTHER THAN A SMALL ENTITY | |
|---|---|---|---|---|---|---|---|---|---|
| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA CLAIMS | RATE | ADDIT. FEE | OR | RATE | ADDIT. FEE |
| TOTAL | * 30 | MINUS | ** 32 | = 0 | x 9 = | $ | | x 18 = | $ 0 |
| INDEP. | * 3 | MINUS | *** 4 | = 0 | x 40 = | $ | | x 80 = | $ 0 |
| ☐ FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | | +135= | $ | | +270= | $ |
| | | | | | TOTAL ADDIT. FEE | $ | OR | TOTAL | $ 0 |

*If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
**If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
***If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
  The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col.
  1 of a prior amendment or the number of claims originally filed.

☐ Please charge my Deposit Account No. 01-1375 in the amount of $_____. A duplicate copy of this sheet is attached.

☐ A check in the amount of $_____ is attached.

☐ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 01-1375. A duplicate copy of this sheet is attached.

☐ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

☐ Any patent application processing fees under 37 CFR 1.17.

RESPECTFULLY SUBMITTED,

Elwood L. Haynes, Reg. No. 55,254
Air Liquide
Phone: (713) 624-8956   Fax: (713) 624-8950

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Application No.:        09/939,451

Applicant:        James T.C. Yuan, et al.

Filed:        August 24, 2001

Title:        METHOD OF TREATING FOOD PRODUCTS USING
        IRRADIATION AND A MODIFIED ATMOSPHERE

TC/A.U.:        1761

Examiner:        Steven L. Weinstein

Docket Number:        Serie 5782

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


# AMENDMENT


Sir:

In response to the Office Action of January 23, 2004, please amend the application as follows:


**Amendments to the Specification** are not included in this paper.


**Amendments to the Claims** are reflected in the listings of claims, which begin on page 2 of this paper.

**Amendments to the Drawings** are not included in this paper.


**Remarks/Arguments** begin on page 7 of this paper.


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